IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 53170-M of 2006

DATE OF DECISION : 07.12.2006

Rajinder Singh alias Jindu

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Hemant Saini, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

Petitioner Rajinder Singh alias Jindu, apprehending his arrest in a non-bailable offence in case FIR No. 117 dated 13.7.2006, initially registered under Sections 307, 382, 452, 506, 34 IPC, read with Section 25, 27 of the Arms Act, subsequently reduced to Sections 336, 506 IPC, read with Section 27 of the Arms Act, registered at Police Station City, Ferozepur, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

I have heard counsel for the parties and have gone through the contents of the FIR.

Counsel for the petitioner contends that the aforesaid FIR has been registered on the false complaint made by Sukhjinder Singh, brother of Lakhwinder Singh, who had executed a pronote after borrowing a sum of Rs. 50,000/- from the petitioner. Counsel contends that in order to mis-appropriate the said amount, the instant FIR has been falsely lodged by the complainant, in which no injury has been caused to any body.

Counsel for the petitioner further states that in terms of the interim order dated September 05, 2006, the petitioner has joined the investigation. The State counsel does not dispute this fact and he further states that challan in the aforesaid FIR has been filed in the court and the offences under Sections 307 and 382 IPC have been deleted.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated September 05, 2006, is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 07, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**